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EXAMINER

DESAI, ANISH P

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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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1. **Continuation of Box 3:**

2. The after-final (AF) amendment filed on 03/15/10 is not entered into consideration because the newly amended claim limitation of wherein A is extruded as adjacent layers made of the same material requires further consideration under 112-first paragraph for new matter. Additionally, the amendment is not entered into consideration, because the newly added limitation of “wherein A is extruded as a single layer or as adjacent layers made of the same material”, which changes the scope of the claims, was never previously set forth or considered by the Examiner. As such the amendment requires further search and/or consideration. Accordingly, the AF is not entered into consideration.

3. While applicant states that the support for the amendment is found in paragraph 0029 of the specification, the Examiner submits that paragraph 0029 does not provide support to recite that a specific layer (i.e. layer A) is extruded as adjacent layers made of the same material.

4. Additionally, if the AF were to be entered, the art rejections based on Takihara in view of Gerad as set forth in the previous Office Action (OA) would have been maintained. It is submitted that claim 22 requires that the layer A be a polymeric layer made of **polyolefin material** and “wherein A is...as adjacent layers made of the **same material**”. As such, if adjacent layers are made of polyolefin material, then it will meet said limitation. It is noted that the adjacent layers of the release liner (layer A) of Takihara are made of polyolefin (i.e. release functioning layer is made of LDPE,

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reinforcement layer is formed of PP, and outer layer is formed of LDPE) (see Example 1 at column 7 lines 57-65). As such, Takihara still meets the aforementioned claim limitation.

5. The Examiner respectfully reminds applicant that any amendment in response to this Advisory Action must have support in the specification as originally filed in order to avoid new matter issues under 112-first paragraph.

6. It is noted that applicant's deletion of "unitary" from claim 22 would overcome the 112-first paragraph rejections as set forth on page 2, section 5 of 12/31/09 Office action.

/A. D./

Examiner, Art Unit 1794

/Callie E. Shosho/

Supervisory Patent Examiner, Art Unit 1794